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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
9 SAN JOSE DIVISION
10 Brice Yingling, et al., NO. C 09-01733 JW
11 Plaintiffs,
12 v.
13 eBay, Inc.,
 Defendant.
 **ORDER REQUESTING AMENDED
PROPOSED ORDER RE: PRELIMINARY
APPROVAL OF CLASS SETTLEMENT**

15 This case is scheduled for a Preliminary Approval Hearing of Class Settlement on December
16 20, 2010. On December 10, 2010, the parties submitted their Motion for Preliminary Approval of
17 Class Settlement. (See Docket Item No. 202.)

Upon review, the Court finds the parties' submission insufficient, as the parties have failed to identify a Claims Administrator. Thus, on or before **December 15, 2010 at 12 p.m.**, the parties shall submit an Amended Proposed Order for Preliminary Approval that includes the name of their elected Claims Administrator. Further, the Court finds that the parties' proposed date for the Final Fairness Hearing comports with the Court's calendar. Accordingly, in their Amended Proposed Order, the parties shall also include a revised schedule based on the confirmed Final Fairness Hearing date set for **March 14, 2011 at 9 a.m.**

26 || Dated: December 14, 2010

James Ware
JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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10 **Dated: December 14, 2010**

11 **Richard W. Wieking, Clerk**

12 By: /s/ JW Chambers
13 **Elizabeth Garcia**
14 **Courtroom Deputy**